

T.TAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

METAGENICS, INC.

Petitioner,

v.

ALLTECH, INC.

Respondent.

Opposition No. 91154336

Serial No. 76381236

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TR/REG. DIV. 1



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Commissioner of Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

05-27-2003

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #11

NOTICE OF WITHDRAWAL OF OPPOSITION

Metagenics, Inc., (Petitioner) hereby withdraws the above identified opposition in view
of a settlement agreement reached by the parties hereto.

Respectfully submitted,

Dennis H. Cavanaugh

ULLMAN, SHAPIRO & ULLMAN, LLP

299 Broadway, Suite 1700

New York, New York 10007

(212) 571-0068

Attorneys for Petitioner

Metagenics, Inc.

CERTIFICATE OF SERVICE


DENNIS H. CAVANAUGH, declares that:

1. I am counsel for the Petitioner in the captioned action, and that on the execution date which appears below, a true copy of the foregoing was served on counsel for Respondent, by causing the same to be placed in an official depository under the exclusive care and custody of the United States Postal Service, first class mail, postage prepaid, addressed as follows:

H. Roy Berkenstock
Wyatt, Tarrant & Combs, LLP
1715 Aaron Brenner Drive, Suite 800
Memphis, Tennessee 381120-4367

2. Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that all of the foregoing is true and correct.


Executed on May 22, 2003

By 
Dennis H. Cavanaugh

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that on May 22, 2003, three copies of the above document are being deposited with the United States Postal Service, postage pre-paid, in an envelope addressed to:

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Dennis H. Cavanaugh